G R S IX 5]

11/11/16

Previous references
Mc 521-08 S81-4 B April 1910
" 399-12 S B 1/12 7 June 1913 1916
" 341-08 S 1-5-45 4 B Aug 1912
" 175 09 S 1-4 B Aug (Municipal)
" 137-02 S B Aug 1910
~~Later references~~ S B Aug 1904
Mc 281-04 S1 4 B March 1906
G O Nº 12191-241 of 6 6 14
Mc 256-13-4

File No 35-7-13

Serial Nos 1+2

Present

GENERAL AND REVENUE SECRETARIAT.

Serial Nos 1+2

Part B for February 1916

SUBJECT

Proposal to levy toll on carts entering the Chickmagalur Municipal limits for the remission of the balance of the loan due to Govt by that Municipality

To The Deputy Commr Kadur

Nº 5646 of 3 2 16

Informs him that the general question of establishing toll gates by the municipalities in the State is now under consideration, that orders will be issued in this case in due course and that seperate orders will be passed on the prayer for the remission of the balance of the loan due to Govt

W D 88—GPB—50,000—24-7-16

R K Jarvis
30 10 16

GRS 11]

1913-6/14

GENERAL AND REVENUE SECRETARIAT
Numb.)

NOTES

File No 357-13

FILE HEADING.
Levy of toll on the Clonmacnoise Drumcondra

From
The Dep. Com^r Kildare Distt
No 526 Dated 21 5 14 Received 26 5 6/14

Diary No 6898	Enclos 1 Spare Copies	Serial No 1

BRIEF ABSTRACT OF LETTER

Requests sanction to the levy of toll on carts entering the Clonmacnoise Drumcondra limits as also to the balance of the loan due to Govt by that Drumcondra being written off the accounts

NOTES AND ORDERS

Subs

The Clonmacnoise Town Drumcondra Councils proposal to levy toll on carts entering the Drumcondra limits was disallowed by Govt in 1911 as interfering with through traffic Please see paras 35 e

U
y

NOTES—First Sheet

GPB—35 000—15 f 12

G R. S 12]

General and Revenue Secretariat | Rel File No. 357 of 1913.

Serial No

of the Notes on Memb file 654 of 1908
In the Tumkur Municipality the levy of
octroi on all dutiable articles except
V cloth was abolished and the levy of toll
introduced instead in April 1905 A
similar system prevails in Davangere
W In the Shimoga town Municipality on the
other hand, toll is an item of taxation in
addition to octroi as in the two city Muni
cipalities of Bangalore and Mysore The
Chikmagalur town Municipal Council
expect to realize no less than Rs 5000/-
from the proposed toll
2) As regards the Memb Council's
Rs 39407 prayer for the remission of the balance
of the loan due to Govt attention is
invited to the fact that in January
Rel 341-08 1911 the Memb Council placed before
Qa R the Govt for consideration two alternative
prayers viz either the balance of the
loan be written off the accounts as the
subplemental work required for improving
the town water supply be undertaken at
the Cost of Govt In view of the fact
S & T that the Municipality had already spent
about a lakh of rupees on account of
new water supply works Govt decided to

NOTE—Contn sheet.

GPB —60 000—7 11 18

6898

G. R. S 12]

General and Revenue Secretariat | Rel File No. 357 of 1913.

Serial No

80 no 2942 5 / ml 341-08-8 | 18 10/12

undertake the supplemental work against a Cash Grant Rs 40000/- out of State Funds In the circumstances the question of the remission of the loan does not seem to arise at all

3 The financial Condition of the Municipality as per draft Budget for 1914-1915 is as follows:-

Opening balance	=	32605
Probable receipts	=	27500
Total	=	60105
Probable expenditure	=	47243
Probable Closing balance	=	12862

Passed
12-6-14

4 The levy of tolls in Municipalities cannot ordinarily be allowed, without due safeguard to the income of Local Boards which will be debarred from levying a like toll if they want, though they have to maintain the roads leading to the Municipal towns

In Madras the interests of both bodies are secured by levying tolls in almost Municipal town and distributing the income from tolls between the Municipality & the Local Board within whose

NOTE—Create sheet.

GPB—60,000—7 11 13

G R. S 12]

698 4

General and Revenue Secretariat | Rel File No 357 of 1913

Serial No

Separate (Act-54 of the Madras Local Boards Code) If such an arrangement is enforced in our State also, the levy of tolls in which may be sanctioned. The Dt Board portion of the tolls will materially relieve the finances of the Kadur Dt Board which are now bad

Please examine the aspect of the case in the Conditions in Bombay and the Q P and submit a note separately early

mas 24/6

Rm 24/6

5 H separate Note Subd

DMA&C 10 7 14

6. Vide my note on the Bdg next succeeding page

Rm

NOTE—Contn sheet.

GPB—60 000— 11 13

(G R S 12]

General and Revenue Secretariat | Municipal No 357 of 191 3

Serial No

The proposal in this file is to levy tolls on carts etc entering the Chickmagalur Municipal limits, with a view to improve the Municipal finances and find funds for drainage works etc.

8. A previous application of the same Municipal Council to levy tolls was negatived by Government on the ground that through traffic will be taxed by such a measure.

9. The recent policy of Government in the matter of the levy of tolls by Municipal Councils is sufficiently clear from the above order and from -- (1) Government order No 9330-7-Municipal 521-08-4 dated 16th April 1910; (2) Government Order No -- 1660-Municipal 175-09-4 dated 17th August 1910 -- and (3) Government Order No 12191-241-Municipal 250-13-4 dated 6th June 1914 extracts from which are given below:-

(i) Government Order of 16th April 1910. "The -- levy of tolls whether in a Municipality or elsewhere is mainly with a view to find the funds for the construction and maintenance of roads. The two roads for through traffic in the Malavally -- Municipality are maintained exclusively out of Provincial and District Funds. There is apparently no justification for permitting the Malvally Municipal Council to levy tolls on traffic along these roads".

(ii) Government

Over—Contn sheet

G R S 12]

General and Revenue Secretariat

Mt File No 357 of 1913.

Serial No

(ii) Government Order of 17th August 1910. "The proposal to levy a toll in Seringapatam cannot be sanctioned unless arrangements can be made to see that through traffic on the road is not taxed and that carts which enter Seringapatam for trade or other business within the Municipal limits are taxed. The toll will then be a direct tax on articles consumed within the town and its final incidence will be on the residents of the town. There is no objection to the people taxing themselves in this manner.

(iii) Government Order of 6th June 1914. "The levy of toll is sanctioned on the distinct understanding that special care will be taken to see that through traffic is not taxed or otherwise hampered".

10 The provisions of the law relating to the levy of toll by Municipal Councils and by District Boards are also extracted below for convenience.-

(I) Section 59 of the Municipal Regulation

Any Municipal Council

[a] after observing the preliminary procedure required by Section 60 and

[b] with the sanction of Government, and subject to such modifications or conditions as under section 61 the Government in according such sanction deems fit, may impose, for the purposes of this Regulation.

NOTE—Contn sheet.

GPB—50 000—7 11 13

General and Revenue Secretariat | Mt File No. 357 of 1913.

Serial No

(iii) a toll on vehicles and animals used for riding, draught or burden entering the said Municipality, but not liable to taxation under clause (ii) i.e. "vehicle and animal tax", at rates not exceeding in any case those specified in Schedule II.

(IV) Section 20 of the Local Board Regulation.

(5) Tolls upon carriages, carts or animals passing along roads or bridges vested in the District Board, subject to such rules, as to the rates to be levied, the purposes for which the net proceeds shall be applied, and other matters, as the Government may from time to time, prescribe"

(V) Rule 2 of the Rules re levy of tolls.

"The net proceeds of the revenue from tolls shall be applied wholly to the construction and maintenance of roads and bridges within the Mysore State".

II. At least 3 principles guiding the tolls can be gleaned from the above:-

(1) Under the Local Board Regulation toll has been regarded as the payment for the use of the road, and is earmarked for the construction and maintenance of communications. The toll under the Local Board rules is in fact what in legal phraseology is termed "Toll thorough".

NOTE—Contn sheet.

GPB—10,000—13 6 14

But

G R S 12]

General and Revenue Secretariat

Ml File No 357 of 1913.

Serial No

(ii) But the toll authorised by the Municipal Regulation is quite different. It is admittedly a tax on all such vehicles and animals as enter Municipal limits occasionally but are not assessed to vehicle and animal tax, not being permanently kept within Municipal limits.

It is in fact a levy for the occasional use of Municipal conveniences in the same way as the vehicle and animal tax is a half yearly tax for the same. This toll is more of the nature of, though not quite the same as, "toll traverse".

(iii) The Government Order of 17th August 1910 lays down the third principle, that toll in Municipal towns should be levied so as to make it an indirect tax on the local inhabitants themselves. The shifting and incidence of such small levies is a very complex affair, but it is not unlikely that, in some cases at any rate, the toll is shifted on to the local resident by the cartmen entering the town on business thereat.

This third principle appears also to have influenced Government when they sanctioned the levy of toll in Tumkur.

Government Order No 8744-Municipal 281-04-4 dated 24th March 1905.

"In lieu of the levy of octroi duty, except that on cloth, Government are pleased to sanction

NOTE—Contn sheet.

GPB 50 000—7 11 13

Serial No

sanction the levy of tolls on carts entering the Municipal limits of Tumkur, from outside."

12 In practice, however, the result of the application of the two latter principles is practically the same i. e to deny to Municipal Councils the right to tax through traffic; But a through traffic though it is entitled to exemption as against the Municipal Council, cannot claim the same as against the District Board which maintains the through road. The most equitable and satisfactory solution, therefore, is to distribute the proceeds between the Municipal Council and the District Board, in some proportion to be agreed upon before Government sanction the levy. In determining the proportion, the right of the District Board to the entire probable receipts on through traffic may be kept in view.

This arrangement was arrived at in the Madras Presidency after considerable experiment in other directions, and has worked satisfactorily for over 25 years.

Page 201 Madras & Mysore Local Fund Manual.
Page 154 Hermsik's Municipal Manual.
Article 89 Madras Local Fund Code.
" 293 Madras Municipal Account Code.

13 The proposed distribution of proceeds between the Municipal Council and District Board can also be justified, on the ground that but for the road maintained by the District Board

NOTE—Contn sheet.

G R S 12]

General and Revenue Secretariat

File No. 357 of 1913.

Serial No

Board, no traffic will enter the town, while, but for the growth of a town on the road in question, traffic thereon would not have been stimulated so largely.

14 This arrangement is very expedient, from the administrative point of view also, inasmuch as both the District Board and the Municipal Council have the right to levy tolls and if both exercised their rights and set up toll bars within a short distance of each other, the result would be disastrous to both. Therefore the Municipal Council which levies tolls should pay some portion of the realisations to the District Board in consideration of its desisting to exercise its right to raise the toll bars just outside the Municipal limits and the consequent loss of revenue to it.

? 15 If the arrangement suggested in this note, is approved, there will be no objection on general or legal grounds to sanction the levy of tolls by the Chickmagalur Municipal Council, and also in any other important Municipal town. It will tend to derangement the revenue of some of our Municipal Councils and District Boards, which are in an impoverished condition. The condition of the Kadur District Board finances is particularly bad and any amount realised fro this

NOTE—Contn sheet.

GPB—10 000—13-6 14

G. R. S 12]

General and Revenue Secretariat

File No. 357 of 1913.

Serial No

this source will considerably relieve the situation.

16 It only remains now to note that this proposition was placed before the last Local Boards and Municipal Conference, and that the Conference, while it asked that each Municipal Council should be permitted to levy tolls did not agree to the proposed distribution. This was only to be expected as the majority of the conference consisted of representatives of Municipal Councils and even the representatives of District Boards were residents Municipal towns. But it will be very inequitable and quite opposed to all previous traditions to accept the recommendation of the conference in this respect.

17 It would ordinarily have been unnecessary to emphasise the necessity to continue tolls in the fiscal system of the State, but as their abolition appears to have been suggested for the consideration of Government in some other connection a few arguments against such a proposal may not be out of place.

(1.) Mysore is still a poor country and the rates on immovable property do not produce as much as in the western countries.

(2.) For the same reason, the license and profession taxes produce very little.

(3.) The abolition of octroi which is a far more urgent want is found to be impossible of realisation

(G R S 12)

General and Revenue Secretariat | File No 357 of 1913.

Serial No

realisation, owing to lack of other sources of revenue.

(4.) The terminal tax on Railway traffic proposed as a substitute for octroi requires as its counterpart the terminal toll on road traffic.

(5.) Toll is an old tax and people have got used to it, and it is not in practice so vexatious as is made out to be the case.

(6.) It is more convenient to collect, and more productive than any new tax that we can think of as a substitute.

Please submit the Finance G. Srinivasa Iyer & P. Subbarao before submn to Hon'ble Sec.

Fm 16/9/15

Fm 16/9

Fm 20/9-15

19) Vide orders on pages 9 & 11 of the Office notes in the file No. 149 of 1914 - S.S.L.G.

19). The general question raised in regard to the principle to be followed in establishing toll gates & the division of toll proceeds between Local Boards & Municipalities is being separately dealt with. Hence no orders on the question of tolls appears necessary at present as further information is called for by G.O. dated

NOTE—Contd. sho.

G R S 12]

General and Revenue Secretariat

ML File No 357 of 1913.

Serial No.

2) Put a reply to the D.C.'s letter D 21/5/14. A draft may be laid up

[illegible] 7/1/16

21. Submitted with draft.

22

25.1.16. 21) Reo Secy

Ans 26/1

[illegible] 27/1/16

23 Secretary Ans 27/1

2 To the Dy Comr Kadra Dist No 5646 & 3 2 1911

Inform him that the Govt question of establishing toll gates by the Municipalities in the State is now under consideration, that orders will be issued in the case in due course & that separate orders will be passed on the prayer for the remission of the loan

NOTE—Continue on sheet.

Please refer to G.O. no 940-58/Mun/1494 931-7-16

GPB 60 000—7 11 15

(14

689 Mumb: 357-13

GRS 13]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

Levy of toll at Chickmagalur

Sir,

The proposal of the Chickmagalur Municipal Council is to levy toll on all carts entering the municipal limits whether for doing business in the town or on their way to other places

2) Govt have all along recorded that through traffic should not be taxed and have rejected on that ground proposals made by the Municipal Councils of Madanapalle, Seringapatam Honnavar, Chickmagalur to levy toll on through traffic also

O. O.P

O. P

N B —Should routine notes be written on small slips the notes must be copied or slips pasted on th s form

GPB 10 000—10 6 14

G R S 13]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

3) In the Madras Presidency municipalities are ~~office~~ required to share their income from toll with the Dist Bd concerned so as to give credit to that body for the amount realized as through traffic information is not available as to whether such a system prevails in other parts of British India

4) The question is whether that system may not be introduced into Ingore with advantage The following points may if is submitted be taken into consideration

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GPB- 10 000—10 6 14

GRS 13]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

deciding that question
(a) Whether under the Rural Regs Rural Councils can enter into such Contracts with other local bodies (vide Sec 89 of the Rural Regs)
(b) Whether the system of adopted will not result in too many toll-bars at comparatively short distances so as to harass through traffic
(c) Whether the revenue derived from tolls should be spent mainly in the Construction and Maintenance of roads as provided in G O No 9330-7 dated 1st No 521-D-C
16th April 1910
(d) If so whether the principal roads in

N B Should routine notes be written on small slip the notes must be copied or slips pasted on this form

17/4

GRS 13]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

Municipal towns in which the toll-bars are proposed to be located are maintained from Municipal funds.

(c) How far the District Boards in Singapore are justified in looking upon toll as a fresh source of income

9) The following information on these several points is submitted with reference to Clubmagalur.—

(a) There is no specific provision in the Municipal Regulations corresponding to Sec 39 Cl (b) about Bridges

(b) No The principal roads running through the town of Chikmagalur are 3 in number.—

(1) Kadur Mangalur Road
(2) Hassan-Tarikere Road
(3) Chikmagalur-Yadehalli Road

The fourth two are Municipal

V B —Should routine notes be written on small slips the notes must be copied or slips pasted on this form

GPB 10 000—10 6 14

G R S 13]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

(a) at Kottegehun
Harihar pur

(b) at Bommenahalle

from State funds and the
the three from Dist. Fund
There are 10M gals at the
Granites on the Provincial
Roads and there is a 10M
gals on the Distt. Fund Road
also means the Channigra
Hun, all the three 10M gals
are far away from the
town of Chikmagalur

(c) Ind. Regs do not
restrict the evidence derived
from 10M boring which is for
the maintenance of roads alone

(d) In view of the in
formation furnished under
the above there seems to
be no pitch for the
Chikmagalur Municipality
to bore 10M. This case is
unique Bommenahalli in
this respect.

(f) In the case of
Distt. Rds generally, the local

V.B Should routine notes be written on small slips
the notes must be copied or slips pasted on
the form

19/6

G R S 13]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

cos and Railway cos are
extended to create practical
facilities of communication the question
the introduction of this work
further to be considered in
connection by this report
population. Whether there
are any special circumstances
as Civil engineering which
go to minimize such
construction has to be
ascertained from the
local authorities

Franco

10/7/19

Paris

* Should routine notes be written on small slips the notes must be copied, or slips pasted on this form

(P)1 10,000—10-14

G R S 13]

Routine Notes

[To be used only for notes, requisitions, etc not intended for permanent record]

Re levy of toll at Chakmagalur

To be submitted to ~~Hon'ble~~ Secty Mr Ramanathan ah Regarding work information last Mr ~~position~~ additional information to which what has already been submitted Can be gathered from the Manual Accounts Manuals Codes of different Provinces in British India

The Manuals & Codes also to be sent to them along with the file

MAS

27/9/16

N B —Should routine notes be written on small slips the notes must be copied or slips pasted on this form

GPB—10 000—10-6 14

(21

GRS 13]

Routine Notes

Submitted

[To be used only for notes, requisitions, etc , not intended for permanent record]

The levy of tolls is a legitimate demand if the net proceeds therefrom are utilized for the maintenance of roads on which they are levied.
(Please see rule 9 of the Chief Commrs notn of 1876 and Secs 57 and 95 of the Madras Local Board Act)
The levy of tolls can not therefore go to augment the income of the Municipality
It is argued that this principle has no application to the Municipality though para 9 of the Chief Commrs notification may not be applicable to the levy of tolls on purely local roads within municipal limits yet it can not be ~~lost sight of~~ ignored in the case of D 7 and provincial roads within municipal limits

~~The through roads~~
The portions of D 7 or Provincial roads located within municipal limits are either maintained on by the respective funds or by the municipalities on receipt of adequate

N B —Should routine notes be written on small slips the notes must be copied or slips pasted on this form

GPB—10 000—10 6-14

22

GRS 13]

Routine Notes

[To be used only for notes, requisitions, etc , not intended for permanent record]

Vide G O N° - 10088-42
4777-93
Dated 1th mar 1900 A

Contributions from the Funds concerned

Since the maintenance of the through lines of communication is a duty devolving on the District Board the whole income from tolls levied ~~on~~ on such roads should rightly go to the benefit of DB Funds and there is no reason why they should forego a part of their legitimate income in favor of the municipality only because the income of the municipality is not sufficient to meet its demands

Further the levy of tolls within municipalities is ~~obj~~ open to the objection that the levy falls not on the consumer in the city but on the general traffic of the country

Another objection that the DB may raise is the entrance to municipal limits may not be the best ~~p~~ situation for a toll gate in the interest of DB revenue from tolls on the particular road.

N B —Should routine notes be written on small slips the notes must be copied or slips pasted on th s form

GPB 10 000—10 6 14

(23

No 546

Office of the Deputy Commissioner

Kadur District,

Dated, Chikmagalur, 21st May 1914

From

No 5898

Jud 357-13/811

K Krishna Iyer Esquire,

Deputy Commissioner, Kadur District

To

D M Narsinga Rao Esquire, B A B L

Offg Secretary to Government, General and Revenue

Departments in Mysore, Bangalore

Sir,

With reference to your letter No. 10318/ML 399-12-2 dated 26th June 1913, suggesting that the Municipal Council of Chikmagalur may be advised to take necessary steps for improving their finances so as to be able to meet the cost of the drainage project, I have the honor to state that in view to consider fully the several additional sources of income to the Municipality, a sub Committee consisting of the marginally noted members of the Municipal Council was appointed

(1) Mr. C Vasudeva Rao
(2) Mr U.S Shiva Rao
(3) Mr G. Abdar Rahman
(4) Mr. L. Rajagopalamurti Rao
(5) Mr T. Chowdappasetty.

and Committee having had their meeting held on 11-5-1914 --

GPI—100 000—7 8-1

1913-14

From The President
District Board
Kadur District

To The Secretary to the Govern-
-ment of His Highness the Maha-
-raja of Mysore, General and
Revenue Department Bangal
Dated 21st

Despatched 22nd May 14.

Received

General No 576
No

Enclosure No One

Secretary's Letter no 10318
Mel(399-12-2
dated 26th June 13.

Forwarding Copy of the Proceed-
-g the Sub Committee formed
for Considering the question of
improving the resources of the
Chitradurga municipality

19-4-1914 discussed the question in detail arrived at a resolution that the only remunerative source of income to the Municipality would be from tolls A copy of the detailed report received from the Vice President of Chikmagalur embodying the opinion of the Committee is herein enclosed for reference

2 The Municipal Council of Chikmagalur while considering the report of the Vice President resolved at their Meeting -- held on 29-4-1914 that the Government be requested to kindly reconsider their order declining to sanction the levy of tolls in the Chikmagalur Municipality

3. In this connection, I beg to submit that according to clause (iii) of section 59 of the Municipal Regulation the levy of tolls is one of the chief sources of Municipal Revenue that can be imposed by the Municipality and that the general provisions contained in clause(9) of the Chief Commissioner's Notification No 2/4 dated 4-11-1876 requiring that the " nett proceeds of the revenue from tolls shall be applied wholly to the construction , repair and maintenance of roads " has no application to the Chikmagalur Municipality a regulation one governed by the provisions of the Municipal Regulation of 1906

4 Further the Municipality having already been encumbered

encumbered with the heavy outstanding loan of Rs 39000/- due to Government cannot, without any increased revenue, be expected to embark on any useful and necessary public and sanitary works, such as drainage etc

5 As explained in para 4 of the enclosed letter, the market fees and the tolls are two different items, the former being a sort of ground rent, levied to defray the expenses connected with the management of the market and the latter for the general improvement of the finances.

6 In the above circumstances, I recommend that sanction of Government may be kindly accorded to the levy of tolls by the Chikmagalur Municipal Council in the manner proposed in this office letter No. 354 dated 9-3-1911 as in the case of Tumkur and Shimoga Municipalities

I

(2) 454-08-N

ಮುಖ್ಯ ಪುಟ-೦೪ ಕ್ಕೆ ಸೇರಿದ 137 ಫೈಲ್ ನಂ 1902 Vol IV

I would also recommend that the balance of the loan advanced by Government to the Municipality for the water works may as requested in para 5 of the Vice President's letter be kindly written off in consideration of the fact that the Municipality has up to the end of one year paid up towards the principal and interest more than the amount advanced, and that even in the case of the members of the late Agricultural Bank, the Government were pleased to remit the interest due by them and credited all payments towards the principal Amount If

II

If the same concession is now allowed to the Municipality it would be found that towards a loan of Rs 66434/- it has actually paid Rs 74214/- which is in excess of the loan as

I have the honor to be,

Sir,

Your most obedient Servant,

Deputy Commissioner

Kadur District

C M K

Retd 357-1951/ (4

Office of the Vice President,

Town Municipality, Chikmagalur,

Dated, the 11/13th April 1914.

No. 446/13-4-14

From

C.Vasudeva Rao Esquire,

Vice President, Chikmagalur.

To

K Krishna Iyer Esquire,

President of Municipalities,

Kadur District Chikmagalur

Sir,

With reference to correspondence ending with your docket No 1934of the 5th January 1914, calling for a report as regards the improvement of of the resources of the Chik--magalur Municipality, in view to provide sufficient funds for the drainage of the town, I have, with the approval of the Committee appointed for the purpose, the honor to state that the members of this Municipality, after the drainage project was prepared, prayed at the Dasara Representative Assembly that the Municipal funds were not sufficient to take up the big scheme, and that the Government should help them to get through the project On this the Government, in their letter No 620d/Ml 454-08 dated 21st January 1910 observed that the drainage and sewage works fall within the category of obligatory functions of a Municipal Council and it is inexpedient for the Municipal Council to plead financ--cial inability, and they also observed that the Municipali--ty must improve the resources and chalk out ways and means for meeting the drainage and sewage cost out of their own funds On the above observation , the council came to the conclusion and resolved that their only resource was levy--ing a duty on carts entering the town. A resolution was passed to this effect in their meeting of the 31st March 1910,

on the perusal of which, the Government declined to sanction the proposed toll on carts as through-carts would also be taxed, which the Council had no reason to levy In this connection, I beg to point out that the trade of Chikmagalur, all through the year, is with Kadur Almost all the carts that come from Kadur break bulk in the town, and our trade with Mangalore is only during the eight months of the year Even in this case most of the carts break bulk in Chikmagalur, The remaining few of the latter go to the estates situated in the vicinity of Chikmagalur and also to Santheveri estate The carts that come from Belur side come mostly on shandy days, and are now paying the market fees By the above observation you will be pleased to see that almost all the carts, if not the whole, break bulk in Chikmagalur If the few carts that merely pass through the town are left untaxed, it will give rise to evasion of toll, even by the carts that break bulk here In this connection the Shimoga and Tumkur Municipalities (in their letters Nos 505 and 130 of the 15th and 14th February 1911 respectively) say that all carts whether breaking bulk in the Municipality or otherwise are subject to the toll as it will be impracticable to find out whether they break bulk or not When this concession is given to the sister Municipalities, I am of opinion that the Council may reopen the subject again and move the --- the Government to sanction the levy of the toll

2 Government observed, in their order No 96/1/Ml 454-08-/ dated 2nd May 1911 that we must find other sources The tax on springed vehicles is almost infinitesimal; on bicycles and tricycles, the Municipality may realise a sum of Rs 100/- per ye[illegible] The only item that returns a large income is the tax on [illegible] the revision of house tax is almost complete, and it is feared that our income may stand stationary, if it does not [illegible] it below the present income It is only the main street in [illegible] houses of any value, and it is also the [illegible] quarter, and the remaining portions of the town bring

bring in very poor revenue As regards professions and callings excepting that of the legal practitioners, there are no others in Chikmagalur, on which any tax can be levied. The legal prac-titioners are about 13 in number, and if they are taxed, the Municipality may not realise a sum exceeding Rs 60/- at the most This taxation in Chikmagalur, just at present, is rather vexatious There are three private timber yards in Chikmagalur which import in all about 18000 c.ft of wood If this is taxed at a quarter anna per cubic foot, the income would be about Rs 281/-.

3 In pointing out all the above sources of improving the finances of the Municipality, the only one that is expected to return an appreciable revenue, is the toll on vehicles and an-imals, getting into the town from outside In view of these circumstances, I beg to request that you will be pleased to im-press on the Government, that the situation of Chikmagalur allows no cart to go without doing business therein in one way or other Carts from Vellore and Mangalore and those within a a radius of 20 miles from Chikmagalur come here for business during the busy season Especially the Jail road, the Market road and some of the cross roads are very much used by these carts The roads require to be touched up every year and ther is no reason why these carts should go untaxed, while they make an enormous profit by the mire they get, and in as much as the Municipal roads are used by them

4 The Government in their letter No 0208/Ml 454-08 dated 21st January 1910 observe that the levy of market fees and the collection of Toll on market days would not be double taxation With reference to this observation, I beg to state that the mar-ket fees are collected for the improvement of the market and al-so for which have nothing to do with the orders contained in the place

where the market is located . At present the Municipality has built two good covered Zink sheet sheds and it is under contemplation to build more stalls for the use of the traders especially during the monsoon which lasts for full 4 months (from 20th May to 20th September) From the above explanation I hope the Government will be pleased to observe that the collection of market fees and the levying of the toll do not act as double taxation, as market fees are collected for the improvement of the market only and the levying of toll is for the improvement of the roads etc within the Municipality

5 Another point which I want to bring to your kind consideration is that the Municipal Council can very well approach the Government to write off the balance of debt due to them on the Chicacalur Water supply The Government has advanced Rs 66434/- towards the water supply , the Municipality has actually paid Rs 74214/- till the end of last year, i e , 1918-1918 Out of this amount the major portion of Rs 46863/- has been credited towards interest, and the balance, which is about half the interest , towards the repayment of the loan If the amount of Rs 3300/- is saved by the Municipality in this way every year , the Council will have enough funds on hand to carry out the necessary sanitary measures in the town

I have the honor to be,

Sir,

Your most obedient Servant

SD/- C Vasudeva Rao,

Vice President, Town Municipality,

C H I K K A G A L U R

" C O P Y "

Deputy Commissioner

Kadur District

C.M K

(30

G R S 26]

SUBJECT Re levy of toll on carts in the Chittoor Municipality &c.

Diary No of letter replied to 6096-13

Section 4

File No 357-2

Serial No 2

General and Revenue Secretariat

( )

the 191

No 5646

Mul 35-7-13-2

3216

Date of issue 3 2 16

To The Dy Comr, Kadapa District

Signed by Jra V Ramanathan

Sir,

With reference to your letter No 546 dated the 21st May 1914 requesting the reconsideration of the question of levying toll on carts in the Chittoor Municipality, I am directed to inform you that the General question of

establishing toll gates by the Municipalities in the State is now under Consideration and orders of Govt ~~will be expedited~~ in due Course.

2. In regard to the prayer of the Mulk for the remission of the outstanding balance of the Govt loan granted for the Chikmagalur Water Works I am to invite your attention to this office letter No [illegible] regretting the inability of Govt to accede to the request.

— vide this office letter No 5262-9 Mul 149-14 that order

^ Separate notes will pass

Draft on the

25/1

× vide No 6027/Mul 192-14-3 3/12/16

List of enclosures

I have &c.

27/1/16

25/1

Copied by

Examined by

GPB—20 000—14-2 14